

MAIL STOP RCE  
PATENT  
0510-1093

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re application of

Michel BALLIE

Conf. 8562

Application No. 10/820,004

Group 1793

Filed April 8, 2004

Examiner David Brunsman

A BINDER OF VEGETABLE NATURE FOR THE  
PRODUCTION OF MATERIALS FOR BUILDING  
AND/OR CIVIL ENGINEERING

REQUEST FOR CONTINUED EXAMINATION  
UNDER 37 C.F.R. § 1.114

MS RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

November 17, 2008

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under §1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

☐ The enclosed document is being transmitted via facsimile.

☒ **Submission Required under 37 C.F.R. § 1.114:**

Enter as part of the present submission:

- ☐ An After Final Amendment previously filed on  
, under 37 C.F.R. § 1.116 but unentered, in the  
present application.
- ☐ Arguments in the Appeal Brief or Reply Brief  
previously filed on .
- ☒ A Reply, attached hereto. Claim fee(s) are  
calculated as set forth below:

	TOTAL NUMBER OF CLAIMS PREVIOUSLY FILED	TOTAL NUMBER OF CLAIMS BEING FILED HEREWITH	NUMBER EXTRA	RATE	FEE
Total Claims				x\$52 =	\$0.00
Independent Claims				x\$220 =	\$0.00
TOTAL CLAIM FEE(S)					\$0.00

☐ An Information Disclosure Statement (IDS) and  
PTO-1449 form(s) is/are attached hereto for the  
Examiner's consideration.

☐ Other:

☒ **Fees**

The required fee under 37 C.F.R. § 1.17(e) as required by  
37 C.F.R. § 1.114 when the RCE is filed, is enclosed  
herewith:

- ☐ \$405.00 - small entity
- ☒ \$810.00 - large entity

☒ The applicant(s) hereby petition(s) for an extension of a  
second (2nd) month(s) pursuant to 37 C.F.R. §§ 1.17 and  
1.136(a). The fee has been calculated as shown below:

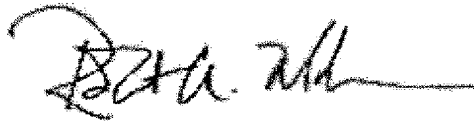
- ☐ NO extensions of time have been previously obtained  
in the prior application. Thus, a fee of \$0.00 is  
required for the full period of the above-requested  
extension of time.

- ☒ An extension of one (1) month(s) was previously requested and paid for on October 16, 2008 in the instant application. Thus, a fee of \$360.00 is required to obtain an additional second (2) month(s) extension.
- ☐ Enclosed is a check in the amount of \$0.00 for the applicable filing fee, additional claims fee, and/or extension fees.
- ☒ Please charge our credit card set forth in the attached Credit Card Payment Form in the amount of \$1,170.00.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future submissions, to charge any underpayment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON



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Attachments: amendment